

BOX AF
RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 3764

#31 (EDT 1)
9/18/01
PATENT
Attorney Docket No. 101.0050-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Gary K. Michelson, M.D.

Serial No: 08/484,928

Filed: June 7, 1995

For: FRUSTO-CONICAL INTERBODY
SPINAL FUSION IMPLANT

Art Unit: 3764

Examiner: Brown, M.

FAX RECEIVED

SEP 11 2001

GROUP 3700

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Transmitted herewith is a Reply to the Final Office Action dated May 10, 2001, in the above-identified application.

No additional fee is required.

Applicant hereby requests a one-month extension of time to respond to the above office action.

A fee in the amount of \$ 110.00 to cover the one-month extension of time fee is to be charged to Deposit Account No. 50-1066. A copy of this sheet is enclosed.

The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-1066. A copy of this sheet is enclosed.

Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims

Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,

MARTIN & FERRARO, LLP

09/20/2001 MGRAVES 00000003 501066 08484928

Date: September 10, 2001

14500 Avion Parkway, Suite 300
Chantilly, VA 20151-1101
Telephone: 703-679-9300
Facsimile: 703-679-9303

By: THOMAS H. MARTIN 01 FC:115110.00 CH *SM*

Thomas H. Martin
Registration No. 34,383
Attorney for Applicant

MARTIN & FERRARO, LLP
14500 Avion Parkway - Suite 300
Chantilly, Virginia 20151

Telephone
(703) 679-9300

Facsimile
(703) 679-9303

FACSIMILE TRANSMITTAL

TO:

Name: Examiner Brown

Firm: Patent & Trademark Office

Fax No.: 703-308-0758

Subject: U.S. Patent Appln. No. 08/484,928

Gary K. Michelson, M.D.

Filed: June 7, 1995

"FRUSTO-CONICAL INTERBODY

SPINAL FUSION IMPLANT"

Attorney Docket No. 101.0050-00000

Customer No. 22882

FROM:

Name: Thomas H. Martin, Esq.

Phone No.: 703-818-3261

No. of Pages (including this): 10

FAX RECEIVED

SEP 11 2001

GROUP 3700

Confirmation Copy to Follow: No

Message:

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached transmittal letter (in duplicate); Reply to Final Office Action Under 37 C.F.R. § 1.116 are being facsimile transmitted to the U.S. Patent and Trademark Office on September 10, 2001.


Sandra L. Blackmon

If there is a problem with this transmission please call Sandy Blackmon at 703-818-3219 or the sender at the number above.

The information contained in this facsimile message is privileged and confidential information intended only for the use of the addressee listed above. If you are not the intended recipient or the employee or agent responsible to deliver this message to the intended recipient, please do not use this transmission in any way, but contact the sender by telephone.